

United States Court of Appeals  
For the Eighth Circuit

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No. 16-1782

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Maurice Robinson

*Plaintiff - Appellant*

v.

Regional Medical Center at Memphis; University of Tennessee, Owner of UT  
Bowld Hospital; Dr. Chan Suddin; Dr. Abbas Chamsuddin; Dr. Keith Merrill, of  
UT Medical Group, Inc.; UT Medical Group, Inc.

*Defendants - Appellees*

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Appeal from United States District Court  
for the Western District of Missouri - Kansas City

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Submitted: November 4, 2016  
Filed: November 15, 2016  
[Unpublished]

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Before SMITH, BENTON, and SHEPHERD, Circuit Judges.

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PER CURIAM.

Maurice Robinson appeals after the district court<sup>1</sup> dismissed his pro se complaint asserting medical malpractice claims. Without commenting on the district court's grounds for dismissal, we affirm because we conclude that the complaint was barred by the applicable statutes of limitations. See Mo. Rev. Stat. § 516.190 (“Whenever a cause of action has been fully barred by the laws of the state, territory or country in which it originated, said bar shall be a complete defense to any action thereon, brought in any of the courts of this state.”); Tenn. Code. Ann. § 29-26-116(a)(1)-(2) (1-year statute of limitations in health care liability actions running from discovery of alleged injury), (a)(3) (no action may be brought more than 3 years after negligent act or omission, or 1 year from discovery of fraudulent concealment); see also Jones v. Bock, 549 U.S. 199, 215 (2007) (if allegations show that relief is barred by statute of limitations, complaint is subject to dismissal for failure to state claim); Spartas Co. v. Nautilus Ins. Co., 715 F.3d 667, 670-71 (8th Cir. 2013) (this court can affirm on any basis supported by record).

We also conclude that the district court did not abuse its discretion in denying Robinson's various motions for reconsideration. See Broadway v. Norris, 193 F.3d 987, 989 (8th Cir. 1999) (motion for reconsideration directed to nonfinal order is properly construed as Fed. R. Civ. P. 60(b) motion; review is for abuse of discretion).

The judgment is affirmed.

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<sup>1</sup>The Honorable Greg Kays, Chief Judge, United States District Court for the Western District of Missouri.